

UNAPPROVED MINUTES

COUNCIL MEETING

June 14, 2010

A regular meeting of the Council of the City of Salem, Virginia, was held in Council Chambers, City Hall, 114 North Broad Street, on June 14, 2010, at 7:30 p.m., there being present all the members of said Council, to wit: Byron Randolph Foley, John C. Givens, Jane W. Johnson, William D. Jones, and Lisa D. Garst; with Byron Randolph Foley, Mayor, presiding; together with Kevin S. Boggess, City Manager; James E. Taliaferro, II, Assistant City Manager and Clerk of Council; Frank P. Turk, Director of Finance; Melinda J. Payne, Director of Planning and Economic Development; Charles E. Van Allman, Jr., City Engineer; Mike Stevens, Communications Director; and Stephen M. Yost, City Attorney, and the following business was transacted:

The May 24, 2010, work session and regular meeting minutes were approved as written.

The report by the City Manager of the City's activities for April 2010 was received and ordered filed.

Mayor Foley requested that Council consider an ordinance on second reading adopting the budget for fiscal year 2010-2011; the ordinance was passed on first reading at the May 24, 2010, meeting;

ON MOTION MADE BY VICE MAYOR GIVENS, SECONDED BY COUNCILMAN JONES, AND DULY CARRIED, an ordinance adopting the budget for fiscal year 2010-2011 was hereby adopted:

(HERE SET OUT ORDINANCE)

– the roll call vote: Lisa D. Garst – aye, William D. Jones – aye, Jane W. Johnson – aye, John C. Givens – aye, and Byron Randolph Foley – aye.

Mayor Foley requested that Council consider an ordinance on second reading establishing tax rates for real estate and personal property effective July 1, 2010; the ordinance was passed on first reading at the May 24, 2010, meeting;

ON MOTION MADE BY VICE MAYOR GIVENS, SECONDED BY COUNCILMAN JONES, AND DULY CARRIED, an ordinance establishing tax rates for real estate and personal property was hereby adopted:

ITEM 1
ORDINANCE
APPROVED
ADOPTING THE
BUDGET FOR FY
2010-2011

ITEM 2
ORDINANCE
ADOPTED
ESTABLISHING TAX
RATES FOR REAL
ESTATE AND
PERSONAL
PROPERTY
EFFECTIVE JULY 1,
2010

(HERE SET OUT ORDINANCE)

– the roll call vote: Lisa D. Garst – aye, William D. Jones – aye, Jane W. Johnson – aye, John C. Givens – aye, and Byron Randolph Foley – aye.

ITEM 3
ORDINANCE
PASSED ON FIRST
READING
AMENDING
CHAPTER 90,
ARTICLE IV,
DIVISION 2,
SECTION 90-257
PERTAINING TO
WATER RATES
WITHIN THE CITY
OF SALEM
EFFECTIVE JULY 1,
2010

Mayor Foley requested that Council consider an ordinance on first reading amending Chapter 90, Article IV, Division 2, Section 90-257 pertaining to water rates within the City of Salem to be effective July 1, 2010; and

WHEREAS, Vice Mayor Givens, Chairman of Council's Audit-Finance Committee, stated that Section 90-257, water rates, and 90-303, sewer rates, are requested to be amended; it is a culmination of over two years effort by City Management and staff, along with Draper Aden, the City's consultant for the project; he further stated that the proposed rates will move away from the "minimum bill" method to a "base charge/volume charge system" that aids the small user and rewards conservation; a multi-unit category has been created to provide equity to situations where one meter serves several units; lastly, fees have been established for individuals or businesses with availability to the system that are not currently using the system; Council has previously reviewed the consultant's report that the proposed ordinances phase in the rates over several years in order that the burden be spread equitably over time; and

WHEREAS, the City Manager stated that a public meeting was held on June 10, 2010, to discuss the proposed water and sewer rate increases and approximately 25 residents attended the meeting who asked questions regarding the increases; he stated that Council is requested to approve the proposed rate increases; the increases are necessary to address the needs of the system and to provide the infrastructure needed by the City for its water and sewer system; and

WHEREAS, Councilwoman Johnson stated that she was present at the informational meeting and commended the City Manager and city staff on presenting the information to the general public; she stated that she felt the questions asked by the residents were satisfied with the answers given; and

WHEREAS, a discussion was held regarding the needs of the infrastructure, mandates, rate increases, etc.;

ON MOTION MADE BY VICE MAYOR GIVENS, SECONDED BY COUNCILWOMAN JOHNSON, AND DULY CARRIED, an ordinance entitled, "AN ORDINANCE TO AMEND, REVISE, AND REORDAIN CHAPTER 90, ARTICLE IV,

ITEM 4
ORDINANCE
PASSED ON FIRST
READING
AMENDING
CHAPTER 90,
ARTICLE IV,
DIVISION 4,
SUBDIVISION I,
SECTION 90-303
AND SUBDIVISION
II, SECTION 90-322
PERTAINING TO
SEWER RATES
WITHIN THE CITY
OF SALEM
EFFECTIVE JULY 1,
2010

DIVISION 2, SECTION 90-257, OF THE CODE OF THE CITY OF SALEM, VIRGINIA, PERTAINING TO RATES WITHIN CITY” and an ordinance entitled, “AN ORDINANCE TO AMEND, REVISE, AND REORDAIN CHAPTER 90, ARTICLE IV, DIVISION 2, SECTION 90-257, OF THE CODE OF THE CITY OF SALEM, VIRGINIA, PERTAINING TO RATES WITHIN CITY” was hereby passed on first reading – the roll call vote: Lisa D. Garst – aye, William D. Jones – aye, Jane W. Johnson – aye, John C. Givens – aye, and Byron Randolph Foley – aye.

Mayor Foley requested that Council consider an ordinance on first reading amending Chapter 90, Article III, Division 3, Subdivision 1, Section 90-74(a) pertaining to water connection charges within the City of Salem to be effective July 1, 2010; and

WHEREAS, Vice Mayor Givens, Chairman of Council’s Audit-Finance Committee, stated that as part of the overhaul of water and sewer revenue streams, it is recommended that the charge for water connections be amended as outlined in the ordinance on first reading for Section 90.74; the increases are minimal and are intended to recoup the City’s cost in making the connections; normally, the fees are only applicable to new construction, but on occasion, some connections need to be moved for various reasons;

ON MOTION MADE BY VICE MAYOR GIVENS, SECONDED BY COUNCILWOMAN JOHNSON, AND DULY CARRIED, an ordinance entitled, “AN ORDINANCE TO AMEND, REVISE, AND REORDAIN SECTION 90-74, SUBSECTION (a), SUBDIVISION 1, DIVISION 3, ARTICLE III, CHAPTER 90, OF THE CODE OF THE CITY OF SALEM, VIRGINIA, PERTAINING TO WATER CONNECTION CHARGES GENERALLY” was hereby passed on first reading – the roll call vote: Lisa D. Garst – aye, William D. Jones – aye, Jane W. Johnson – aye, John C. Givens – aye, and Byron Randolph Foley – aye.

Mayor Foley requested that Council consider adopting Resolution 1162 establishing various miscellaneous fees for fiscal year 2010-2011; and

WHEREAS, the Director of Finance stated that Resolution 1162 addresses miscellaneous fees for 2010-2011; he stated that the changes are to eliminate charges for fire meter, which are now included in the water rate ordinance; library fees recommended are done in conjunction with the Regional Library Program and establishes a uniform fee structure; and a change in cemetery fees is included at Council’s request;

ITEM 5
ORDINANCE
PASSED ON FIRST
READING
AMENDING
CHAPTER 90,
ARTICLE III,
DIVISION 3,
SUBDIVISION 1,
SECTION 90-74(a)
PERTAINING TO
WATER
CONNECTION
CHARGES WITHIN
THE CITY OF SALEM
EFFECTIVE JULY 1,
2010

ITEM 6
RESOLUTION 1162
ADOPTED
ESTABLISHING
VARIOUS
MISCELLANEOUS
FEES FOR FISCAL
YEAR 2010-2011
EFFECTIVE JULY 1,
2010

ON MOTION MADE BY COUNCILWOMAN GARST, SECONDED BY COUNCILMAN JONES, AND DULY CARRIED, Resolution 1162 establishing various miscellaneous fees for fiscal year 2010-2011:

(HERE SET OUT RESOLUTION 1162)

– the roll call vote: Lisa D. Garst – aye, William D. Jones – aye, Jane W. Johnson – aye, John C. Givens – aye, and Byron Randolph Foley – aye.

ITEM 7
FISCAL AGENT
AGREEMENTS
BETWEEN THE CITY
AND COURT
COMMUNITY
CORRECTIONS/
VASAP AND THE
CARDINAL
CRIMINAL JUSTICE
ACADEMY
APPROVED FOR FY
2010-2011

Mayor Foley requested that Council receive a report regarding continuation of fiscal agent agreements between the City and Court Community Corrections/VASAP and the Cardinal Criminal Justice Academy for fiscal year 2010-2011; and

WHEREAS, the Director of Finance stated that the City has been acting as the fiscal agent for both agencies since the early 1980s; he stated that the City is responsible for the accounting, financial reporting, and audits of the agencies are included in the City's audit; he further stated that the city is reimbursed for costs plus fees associated with everything handled by the city;

ON MOTION MADE BY COUNCILWOMAN JOHNSON, SECONDED BY VICE MAYOR GIVENS, AND DULY CARRIED, the continuation of fiscal agent agreements between the City and Court Community Corrections/VASAP and the Cardinal Criminal Justice Academy for fiscal year 2010-2011 were hereby approved and the proper city officials are hereby authorized to execute the contracts – the roll call vote: Lisa D. Garst – aye, William D. Jones – aye, Jane W. Johnson – aye, John C. Givens – aye, and Byron Randolph Foley – aye.

ITEM 8
JOHN C. GIVENS
WAS HEREBY
REAPPOINTED TO
THE VIRGINIA'S
FIRST REGIONAL
INDUSTRIAL
FACILITY
AUTHORITY

Mayor Foley requested that Council consider appointments to fill vacancies on various boards and commissions;

ON MOTION MADE BY COUNCILMAN JONES, SECONDED BY COUNCILWOMAN JOHNSON, AND DULY CARRIED, John C. Givens was hereby reappointed to the Virginia's First Regional Industrial Facility Authority for a four-year term, said term will expire June 30, 2014 – the roll call vote: Lisa D. Garst – aye, William D. Jones – aye, Jane W. Johnson – aye, John C. Givens – aye, and Byron Randolph Foley – aye.

There being no further business to come before the Council, the same on motion adjourned at 7:50 p.m.